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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

Indiezone, Inc., a Delaware corporation, and
EoBuy, Limited an Irish private limited
company,

Plaintiffs,

vs.

Todd Rooke, Joe Rogness, Phil Hazel, Sam
Ashkar, Holly Oliver and U.S. Bank,
collectively the ***RICO Defendants***;

Jingit LLC., Jingit Holdings LLC., Jingit
Financial, Services LLC., Music.Me, LLC.,
Tony Abena, John E. Fleming, Dan Frawley,
Dave Moorehouse II, Chris Ohlsen, Justin
James, Shannon Davis, Chris Karls in their
capacities as officers, agents and/or employees
of the Jingit LLC.,
***Defendants in Negligence, and Aiding/
Abetting***;

Wal-Mart, General Electric, Target, DOE(s)
and ROE(s) 1 through 10, ***Defendants in
Negligence Secondary-Vicarious
Infringement***,

Defendants.

Case No. 4:13-cv-04280 YGR/EDL

**DEFENDANT U.S. BANK NATIONAL
ASSOCIATION'S OPPOSITION TO
PLAINTIFFS' MOTION TO AMEND
THEIR SUMMONS AND COMPLAINT**

Hon. Yvonne Gonzalez Rogers

Date: April 1, 2014
Time: 2:00 p.m.
Place: Courtroom 5

1 U.S. Bank hereby joins and incorporates by this reference, as if fully set forth herein, the
 2 Memorandum in Opposition to Plaintiffs' Motion to Amend Their Summons and Complaint, and
 3 the arguments and supporting affidavits made thereto, filed by defendants Jingit, LLC, Jingit
 4 Holdings, LLC, Jingit Financial Services, LLC, Sam Ashkar, Phil Hazel, Holly Oliver, Shannon
 5 Davis, Justin James, Chris Ohlsen, Dan Frawley, Dave Moorehouse II, Tony Abena, Chris Karls,
 6 John E. Fleming, and Music.Me, LLC, Todd Rooke, and Joe Rogness (ECF Nos. 66-67), in
 7 opposing plaintiffs' request to file an amended complaint, on the grounds that plaintiffs' proposed
 8 amendment would be futile because the purported entity that plaintiffs seek to add as a plaintiff
 9 does not exist and therefore cannot have capacity to sue.

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 11 Dated: March 7, 2014

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 14 By: /s/ Angela E. Kleine
 Angela E. Kleine

15 Attorneys for Defendant
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